



TOWN OF UXBRIDGE  
CONSERVATION COMMISSION  
21 SOUTH MAIN STREET  
UXBRIDGE, MASSACHUSETTS 01569  
508-278-8600, x 2013

Posted by  
Uxbridge  
Town Clerk

**MEETING MINUTES**  
October 17, 2011

NOV 9 '11 PM 9:10

*Please note some items may have been taken out of agenda order.*

Minutes of the Uxbridge Conservation Commission regular meeting held on **Monday, October 17, 2011**, at 7:00 P.M. in the **Lower Town Hall room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA:**

**Conservation Commission Board Members Present:** Russell Holden, Dave Lewcon Tracy Tivedo and Michael Potaski.

**Conservation Commission Board Members Absent:** Larry Lench

It being 7:00 pm, the meeting being properly posted, duly called and a quorum being present, Chairman Holden called the meeting to order.

**OLD BUSINESS**

**Public Hearings ~ none**

**MOTION** by Commissioner Tivedo to move "Any other business which may lawfully come before the Conservation Commission – to discuss the Crown & Eagle Apartments concerns." out of order to discuss. Seconded by Commissioner Lewcon, the motion carried unanimously.

Commissioner Potaski recused himself due to being on the Board of Directors for Crown & Eagle Apartments.

Mr. Harry Romasco resident at 19 Fisher Street and President of the Uxbridge Housing Authority came forward to the Commission to represent Crown & Eagle Apartments. Mr. Richard Baummer, Senior Project Engineer with Nobis Engineering, Inc. has previously sent correspondence to the Commission office pertaining to the project regarding a proposed culvert repair on the property, inquiring what type of application needs to be submitted. Mr. Romasco provided the Commission pictures of the back of the apartment building. The bridge archway is dissolving and is in need of current repair. One of the concerns, is one of the trees in the area, the roots are intertwined in the stones of the bridge archway. Mr. Baummer indicated to Mr. Romasco to cut the tree at the base, but to not remove the tree in its entirety (leave the stump and roots) to discourage the break-down of the bridge. Mr. Romasco is asking for assistance from the Commission requesting to remove part of the tree. The engineering firm representing Crown & Eagle Apartments will reappear in front of the Commission in the future with plans and an application will be submitted. Following discussion, **MOTION** by Commissioner Tivedo allow the cutting of a tree, the placement of a snow fence and the placement of a metal plate at the location of the stone archway at the Crown & Eagle Apartments. Seconded by Commissioner Lewcon, the motion carried unanimously.

Commissioner Potaski returned to the meeting.

**Violations/Potential Violations:**

**89 Johnson Road (Map 48, Parcel 1426)** – An initial Cease & Desist Order was issued to this property on May 17, 2011. During a past site visit, gray water was discovered running/flowing over the land and into the pond. The Board of Health shall be contacted in response to this concern. An Enforcement Order was in discussion at the last meeting and was hand delivered on October 24, 2011. Discussions shall continue at the next scheduled meeting.

**102 Homeward Avenue (Map 18A, Parcel 791)** – A Enforcement Order was issued to this property on October 3, 2011 stating any material or structures placed on the property since May 2010 must be removed within 30 days from October 3, 2011. A previous Cease & Desist order was issued on June 30, 2011. Commissioner Lewcon provided pictures to the Commission of this property. Commissioner Holden questioned where this property ends and begins after reviewing the GIS system online. Discussions shall continue at the next scheduled meeting.

**Other:**

**Uxbridge Wetlands Bylaw** – Commissioner Tibedo commented on a class he attended for the MACC conference on October 15<sup>th</sup>, stating that for the bylaw to be accepted by the Attorney General Office it must be stricter than the Wetlands Protection Act. Discussions shall continue at the next scheduled meeting.

**NEW BUSINESS**

**Public Hearings ~ none**

**Violations/Potential Violations ~ none**

**Other:**

**MINUTES. MOTION** by Commissioner Potaski to approve the Conservation Commission Meeting Minutes dated September 19, 2011 as amended. Seconded by Commissioner Lewcon, the motion carried unanimously.

**560 West Street (Map 38, Parcel 1171) – Emergency Certification for Beavers** – Commissioner Holden went to the property on October 17<sup>th</sup> for a site visit. Temporary water flow device to be installed through one of the two dams located on-site. Beaver Solution, Inc. will be performing the work at the location. Special Conditions: The sole alteration to the site will be proper installation of a "beaver deceiver". The wetland crossing itself should not be altered in any way. Following discussion, **MOTION** by Commissioner Tibedo to issue an Emergency Certification for the placement of a beaver deceiver for the property located at 560 West Street in Uxbridge with the sole condition that nothing other than the beaver deceiver device will be placed in the water. Seconded by Commissioner Lewcon, the motion carried unanimously.

**DEP #312-916, Triumvirate Environmental, Inc., 146 Mendon St (Map 19, Parcel 3621)** – Commissioner Potaski did a site visit at the property. Several sandbags have been placed on the river's edge. On October 12<sup>th</sup>, Commissioner Holden and Mr. Nicholas Deane with Deane Redevelopment spoke w/ Mr. Val Stegemoen, Park Supervisor at River Bend Farm Visitor Center indicating that the river dropped enough so that water is bypassing the canal. The canal level is currently at a steady state and is not dropping any further. There appears to be a significant quantity of fuel oil at the excavation site. The parking lot side of the "dam" is no longer letting water pass

(another indicator that the water level is falling in the canal.). The Commission shall continue discussions at the next scheduled meeting.

**45 Brandy Lane (Map 7, Parcel 4857)** – This property originally came before the Commission for an RDA. The project proposed was to install an addition on the existing home (16.3' x 4' porch, 16.3'x20' main room & 16.3'x10' three season porch) and a detached garage 26'x40'. Commissioner Holden reviewed the site recently and noticed that the entire backyard has been excavated. For unknown reasons, a number of large boulders from the backyard have been removed. Commissioner Holden reviewed the property site on the GIS maps online. On the GIS map, the wetlands are located at the stone wall (land slopes down to a stone wall). Commissioner Potaski commented that the property may have an abundance of rocks and gravel on the property. It could be possible to have 1-2" of top soil and then have an abundance of rocks for earth material. Commissioner Lewcon commented that the area does have a large amount of ledge. The Commission requests a letter is sent to the homeowner to come to the next meeting to discuss the property.

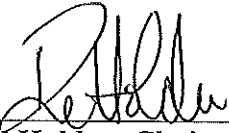
**Pout Pond/Legg Farm** – The Pout Pond gate is now closed and will open occasionally. Upon request, any special events contact [poutpond@charter.net](mailto:poutpond@charter.net). On October 29<sup>th</sup>, a special event called the Focus on Family Fitness will be held at Pout Pond, hosted by Taft School, Boys & Girls Cross Country Ski teams & the Uxbridge Conservation Commission and is sponsored by the Uxbridge High School Athletic Club. The event is to provide an introduction to cross country running, to give an opportunity for families to exercise together and a tour of one of Uxbridge's finest natural resources. All proceeds will be donated to the Uxbridge Food Pantry. The focus is getting the cottage repaired and up to code, so it can be rented. The cottage is in need of a 40-gallon water heater. On October 30<sup>th</sup>, Faith Fellowship will be conducting their "Sunday of Service". Commissioner Lewcon attended a Public Safety Meeting inquiring how many cars are allowed in the parking lot. The Public Safety committee indicated that as long as emergency personnel &/or vehicles are able to access the property easily, than there would not be a problem. Another concern is making clear access to the cottage. The cottage does not have frontage on Witek Street and the address is indicated as 70 West River Road (same as Pout Pond and the beach). An additional request for a donation, if anyone has any plastic Adirondack chairs, they would like to donate, please feel free to contact [poutpond@charter.net](mailto:poutpond@charter.net). Lastly for next year, Commissioner Lewcon would like to set up a gallery of old images of Pout Pond. Commissioner Potaski suggested adding different types of equipment for a playground.

**Massachusetts Association of Conservation Commission (MACC)** – On October 15<sup>th</sup>, MACC had their 2011 Fall Education programs, which a few of the Conservation Commission members and the Administrative Assistant attended. Commissioner Holden indicated one of the comments received is that the Public Hearings should remain open 'til all the paperwork and any future plans/documents are received, including MA-DEP #. Another suggestion is to include a section titled "Processing", which would review previous projects approved.

**Wetland area signs** – Commissioner Holden suggested that the Commission have education and awareness signs indicating the wetlands in the area. Specifically streams, where Emerson Brook passes and have a sign posted indicating the name of the brook, etc.

**MOTION** by Commissioner Tibedo to adjourn the meeting at 8:51 P.M. Seconded by Commissioner Potaski, the motion carried unanimously.

Respectfully Submitted by Donna C. Hardy, Conservation Commission Administrative Assistant.



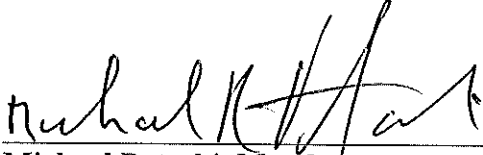
Russell Holden, Chairman

Vice-Chair (vacant)



Dave Lewcon, Treasurer

Lawrence Lench, Clerk



Michael Potaski, Member

Tracy Tibedo, Member

11/7/11

Date